

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

MEDIPLEX OF MASSACHUSETTS, INC.

Plaintiff,

v.

PARK, MARION AND VERNON STREETS
OPERATING COMPANY, LLC,

Defendant.

Case No. 04-10903-RCL

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed.R.Civ.P. 41(a)(1), the parties hereby stipulate and agree that all claims and counterclaims in the above matter shall be dismissed with prejudice, with each party to bear its own costs.

MEDIPLEX OF MASSACHUSETTS,
INC.

By its attorneys,

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PARK, MARION AND VERNON
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By its attorneys,

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Dated: August 18, 2004